

BEFORE

THE PUBLIC SERVICE COMMISSION OF

SOUTH CAROLINA

DOCKET NO. 92-615-T - ORDER NO. 93-1018

✓

NOVEMBER 2, 1993

IN RE: Application of Harold Berry DBA Lowcountry Moving and Storage, 4230 Scott Street, Unit C-3, P.O. Box 71781, Charleston, SC 29405, for a Class E Certificate of Public Convenience and Necessity.)ORDER
)GRANTING
)CERTIFICATE
)
)

This matter comes before the Public Service Commission of South Carolina (the Commission) by way of an Application filed by Harold Berry DBA Lowcountry Moving and Storage (the Applicant) for a Class E Certificate of Public Convenience and Necessity to render motor freight service over irregular routes only, as follows:

HOUSEHOLD GOODS, AS DEFINED IN R.103-211(14):
Between points and places in South Carolina

Subsequent to the initiation of this proceeding, the Commission Staff instructed the Applicant to cause to be published a prepared Notice of Filing in certain newspapers of general circulation in the State of South Carolina. The Notice of Filing indicated the nature of the Application and advised all interested parties desiring to participate in the proceeding of the manner and time in which to file the appropriate pleadings. Petitions to Intervene were filed by Smith Dray Line & Storage Company, Inc., Tru-Pak Moving Systems, Arrow Moving & Storage, Inc., Carey Moving & Storage, Inc., Austin Moving & Storage Company, Inc., Bland Moving & Storage Company, Inc., and Carey Moving & Storage of

Greenville, Inc. Notices of Protest were filed by Low Country Moving & Storage, Inc. and Burnham Service Company.

On October 20, 1993, a hearing on the Application was held in the Offices of the Commission. Vice-Chairman Rudolph Mitchell presided. Harold Berry appeared and testified on behalf of the Applicant. Mr. Berry requested to amend the name of the Applicant to Low Country Systems. In addition, Patricia O'Neal testified in support of the application. Gayle B. Nichols, Staff Counsel, represented the Commission Staff. None of the Intervenors or Protestants appeared at the hearing.

Upon consideration of the Application, the representations contained therein and the documentary evidence attached thereto, the Commission finds that the Applicant is fit, willing and able to perform the service to the public under the authority sought. The Commission also finds that the granting of the certificate is required by public convenience and necessity. The Commission further finds that the Application should be amended to read Low Country Systems.

IT IS THEREFORE ORDERED:

1. That the Application for a Class E Certificate of Public Convenience and Necessity as amended, be, and hereby is, approved.
2. That the Applicant file the proper license fees and other information required by S.C. Code Ann., Section 58-23-10 et seq. (1976), as amended, and by R.103-100 through R.103-280 of the Commission's Rules and Regulations for Motor Carriers, S.C. Code Ann., Vol. 26 (1976), as amended, within sixty (60) days of the date of this Order, or within such additional time as may be

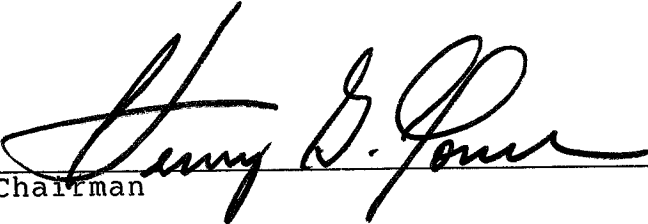
authorized by the Commission.

3. That upon compliance with S.C. Code Ann., Section 58-23-10, et seq (1976) as amended, and the applicable provisions of R.103-100 through R.103-280 of the Commission's Rules and Regulations for Motor Carriers, S.C. Code Ann., Vol. 26 (1976), as amended, a certificate shall be issued to the Applicant authorizing the motor carrier services granted herein.

4. That prior to compliance with such requirements and receipt of a certificate, the motor carrier services authorized herein may not be provided.

5. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


Chairman

ATTEST:


Executive Director

(SEAL)